

ROUTING AND RECORD SHEET

SUBJECT: (Optional) GSA Draft Bills re Records Management and S.905, to
Establish an Independent National Archives and Records
Administration

FROM: [Redacted]
Director of Information Services, DDA
1206 Ames Building

EXTENSION [Redacted]

NO. OIS 83-331/1

DATE 17 MAY 1983

TO: (Officer designation, room number, and building)

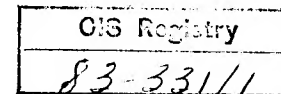
DATE

RECEIVED **FORWARDED**

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

STAT [Redacted]	Legislation Division, OGC 3B42 Headquarters				
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					



17 MAY 1983

STAT

MEMORANDUM FOR:
 Legislation Division, OGC

STAT

FROM:
 Director of Information Services, DDA

SUBJECT: GSA Draft Bills re Records Management and S. 905,
 to Establish an Independent National Archives
 and Records Administration

REFERENCE: Chief, LD/OGC Memoranda dated 10 May 1983;
 Same subject (OGC 83-03819 and OGC 83-03817)

1. We continue to support the Agency's objections to the two proposed General Services Administration (GSA) bills regarding records management. A possible alternative to objecting to the second draft bill regarding records disposal would be to propose adding the following sentence taken from its transmittal letter: "Records determined to lack enduring value will be returned to the agency for disposition if the agency so requests during the consultation process." This would ensure that records remain under the ultimate control of the Agency rather than GSA.

2. There are serious problems with S.905 unless it carries forward the provision of the Federal Property and Administrative Services (FPAS) Act of 1949 that nothing therein "shall impair or affect any authority of...[the] Central Intelligence Agency." This exemption was specifically carried over by the 1950 legislation that added the Federal Records Act as a new Title V to the FPAS Act. If it is not included in S.905, Subsections 2105(a) and 2105(f) could undermine the Director's authority under the National Security Act of 1947 to protect intelligence sources and methods from unauthorized disclosure, as well as the Agency's exemption under the CIA Act of 1949 from any law requiring disclosure of the organization, functions, names, titles, salaries, or numbers of personnel employed by the Agency. In addition, we wonder if the terms "wholly-owned Government corporation" and "Government-controlled corporation" in Subsection 2101(c)(3) could be construed to include Agency proprietaries and other instrumentalities.

STAT

STAT

cc:

wrong
 See FRMAudits
 of 1976; no
 longer in FPASA